

**solved,** That during the remainder of the present session the Senate will hold evening sessions and that at such sessions the Secretary shall proceed to call the roll of Senators commencing in the middle of the list and call one name each way alternately, when such Senator shall have the right to call up one bill for the consideration of the Senate which shall be disposed of."

Mr. Hartley offered a substitute: "that the bills on the Speaker's table be taken up and acted on in their order."

The previous question being called and ordered, Mr. Scarborough's resolution was adopted.

The following bills were reported correctly engrossed:  
Bill for relief of Sampson & Henricks and S. M. Swenson.

Bill for relief of Artemicia Wilson.

A bill to define and permanently establish the northern boundary of Wood County. Read 2nd time and ordered to be engrossed. Rule suspended, read 3rd time and passed.

The Committee on Enrolled Bills reported correctly enrolled, properly signed, and presented to the Governor a bill authorizing and requiring the Commissioner of General Land Office to issue patent on Unconditional Certificate No. 16 to Josiah Bradshaw, &c.

Mr. Erath introduced a bill appropriating certain funds in the Treasury for certain purposes. Read 1st and 2nd times and referred to Committee on Finance.

Mr. Wheeler introduced a bill to amend an Act to incorporate the Eastern Texas Railroad Company. Read 1st and 2nd times and referred to Committee on Internal Improvement.

The Senate then adjourned until 10 o'clock A. M. tomorrow.

Friday, January 3, 1862.

Senate met pursuant to adjournment. Prayer by the Chaplain, roll called, quorum present. The journal of yesterday read and adopted.

Mr. Hartley, Chairman of Committee on State Affairs, reported the following bills and recommended their passage:

A bill regulating fees for swimming cattle at ferries.

A bill to incorporate the Aransas Salt Works Company.

A bill to amend the 22nd section of an Act for the erection and support of a lunatic asylum, approved August 28, 1856.

Mr. Burnett, Chairman of Committee on Retrenchment and Reform, made the following report:

We recommend that the salary of the Spanish clerk or translator of the General Land Office be reduced from \$1200 to \$1000 per annum, three assistant draftsmen from \$1100 to \$1000 each, six assistant draftsmen from \$1000 to \$900 each. That appropriation be made for only 12 assistant clerks at the same salary per annum as heretofore. They believe that 11 assistant clerks may well be dispensed with. That the salary of the chief clerk of State Department be reduced from \$1400 to \$1200, chief clerk of Tax Bureau and of the accountant clerks of the Comptroller's Office be reduced from \$1200 to \$1100 each. That the appropriation for porter hire for Land Office and Comptroller's Department be reduced to \$200 per annum. Governor's private secretary be increased to \$1200 per annum. That the Comptroller be authorized to rent any public buildings or rooms belonging to the State not occupied for State uses and recommend the passage of the accompanying bill on that subject. They report a substitute for a bill fixing salaries in the Land Office and recommend required retrenchment in all further appropriations of contingent funds. They ask for further time for the consideration of the State institutions.

The following minority report was made by Mr. Burnett from the same committee:

It became now our duty as Legislators to use all efforts to bring about an economical administration if possible. Our people expect it, the exigencies of the times demand it, and never in my judgment was retrenchment and reform more needed, and we should reduce the expences of our State government to the very smallest possible extent to keep it up. The clerkships in the various departments of government can be reduced as well as the salaries of those who are retained. I am fully of the opinion that the administration of the General Land Office can be successfully conducted upon the basis as it was in the administration of Honorable George W. Smyth.

The country is aware that the business of the office was conducted under the administration of that competent officer without portorage and bootblacks. Every officer was fully competent to discharge all the duties that were assigned him and for a less salary. I would, therefore, recommend that the salary of the chief clerk of said office be reduced from \$1400 to \$1200; that the salary of the translator, receiver, and chief draftsman be reduced from \$1200 to \$1050 each; that the salary of three assistant

draftsmen be reduced from \$1100 to \$950 each; that the salary of 6 assistant draftsmen be reduced from \$1000 to \$900 each; and that appropriation be made for only ten assistant clerks at the salary of \$800 each. I am fully of the opinion that thirteen of the assistant clerks now in that office may be dispensed with.

I further recommend that the commissioner of said office be required to keep open and be accessible to all persons wishing to examine the records of the same at least seven hours in each day, Sundays excepted, and that there be no appropriation for contingent expenses or portage. That the salary of the chief clerk of the State Department be reduced from \$1400 to \$1200 per annum. I further recommend that the salary of the chief clerk in the Comptroller's Department be reduced from \$1400 to \$1200 per annum and that the salary of the tax clerk and the accountant clerks be reduced from \$1200 to \$1000, and that there be appropriation made for 6 assistant clerks at the salary of \$800 each and believe that three can be dispensed with and that there be no appropriation for contingent expenses and portage.

I also disagree with a majority of the committee relative to raising the salary of the Governor's private secretary, being fully convinced that these are no times to raise the salary of officers. I fully concur with the committee to the recommending of the renting of the public buildings and rooms that belong to the State unoccupied, all of which is respectfully submitted.

The reports were on motion of Mr. Guinn recommitted to the Committee on Retrenchment and Reform.

A bill suspending all Laws of Limitations, &c. Read 2nd time. Mr. Graham offered the following amendment: "provided that this Act shall not apply to settlers upon lands granted under the national colonization laws of the State of Coahuila and Texas." Adopted.

Upon Mr. Harcourt's motion the vote was reconsidered and bill made special order for 10½ o'clock A. M. tomorrow.

A joint resolution to suspend the 25th section of an Act therein named. Read 3rd time. Mr. Harcourt moved to indefinitely postpone, whereupon a call of the Senate was made and sustained.

The Committee on Engrossed Bills reported correctly engrossed the following bills:

Bill for relief of Joseph P. Sneed, assignee of Thomas Grubbs.

Bill to define and establish permanently the northern

boundary of Wood County. Mr. Shelley from Committee on State Affairs reported a bill to consolidate in one Act and to amend the several Acts incorporating the City of Houston with the following amendments: Insert between the words "real" and "estate" the word "personal." Strike out the words "city taxes" where they occur and insert the words "taxes thereon." Strike out "next" and insert "first" and insert after "officers" the words "after the passage of this Act." Adopted. Bill read 3rd time and passed.

A message from the house was received announcing the passage over the Governor's veto of a bill making an appropriation for the mileage and *per diem* pay of members and *per diem* pay of officers of the 9th Legislature.

The Senate being full the motion to indefinitely postpone a joint resolution to suspend the 25th section of an Act therein named was put and carried by the following vote:

YEAS—Messrs. Beasley, Boyd, Branch, Burnett, Casey, Crawford of Jasper, Durant, Finlay, Harcourt, Jordan, Mitchell, Moore, Parsons, Scarborough, Selman, and Weatherford—16.

NAYS — Messrs. Cook, Crawford of Fannin, Darden, Erath, Guinn, Houston, Lea, Obenchain, Reed, Shelley, Shepard, and Weatherford—12.

Mr. Shelley introduced a joint resolution concerning Colonel John S. Ford and his late command on the Rio Grande. Read 1st time, rule suspended. Read 2nd time and ordered to be engrossed. Rule further suspended, read 3rd time and passed.

A bill to reincorporate the town of San Felipe, &c. Read 2nd time and passed to 3rd reading. Rule suspended, read 3rd time and passed.

A bill to make valid all acts and contracts of the corporate or supposed corporate authorities of San Felipe, &c. Read 2nd time and ordered to 3rd reading. Rule suspended, read 3rd time and passed.

A bill for relief of Nelson Tarver. Read 2nd time and ordered to 3rd reading. Rule suspended, read 3rd time and passed.

A bill authorizing the issuing of Duplicate Land Warrants Nos. 3487 and 17320. Read 2nd time and passed to 3rd reading. Rule suspended, read 3rd time and passed.

A bill for relief of Elias Cassels. Read 2nd time and ordered to be engrossed. Rule suspended, read 3rd time and passed.

Mr. Harcourt offered the following resolution: **Resolved,**

That during the remainder of the session the Senate will not consider any private or local bill at the forenoon session unless the same comes up in regular order."

Senate then adjourned until 3 o'clock P. M.

3 o'clock P. M.

Senate met, roll called, quorum present.

A bill to authorize the Supreme Court to take up out of its order and decide the case of *A. C. Horton, et al., vs. the County of Wharton, et al.* Read 2nd time and ordered to be engrossed. Rule suspended, read 3rd time and passed.

A bill concerning the disposal of certain funds therein described. Read 2nd time and ordered to be engrossed. Rule suspended, read 3rd time and passed.

A bill to incorporate the Dallas County Agricultural and Mechanical Association. Read 2nd time and passed to 3rd reading. Rule suspended, read 3rd time and passed on call of yeas and nays unanimously.

The Senate was informed that the House refused to adopt the Senate's substitute for a bill authorizing unpaid warrants on the Treasury to bear interest and whereupon the Senate insisted and appointed Messrs. Lea, Harcourt, and Shelley a Committee of Conference on the disagreement between the two Houses of the Legislature on said bill.

A bill supplemental to an Act to amend the Act supplemental to an Act to regulate estrays, approved April 6, 1861. Read 2nd time.

Mr. Weatherford offered the following amendment: "provided that this Act shall not apply to the Counties of Henderson, Kaufman, Dallas, Fannin, Cherokee, Wise, Leon, Wood, Van Zandt, Smith, Sabine, Shelby, Panola, Anderson, Trinity, Newton, Jasper, Polk, Tyler, Hardin, and Orange.

Mr. Houston moved to table the amendment, whereupon Mr. Parsons moved to amend the motion by tabling the bill, and then Mr. Harcourt called a division of the question when the yeas and nays were taken on tabling the amendment and resulted as follows:

YEAS—Messrs. Beasley, Boyd, Branch, Cook, Darden, Erath, Finlay, Harcourt, Houston, Lea, Obenchain, Parsons, Reed, Scarborough, Shelley, and Shepard—16.

NAYS—Messrs. Burnett, Casey, Crawford of Fannin, Crawford of Jasper, Durant, Graham, Guinn, Hartley, Moore, Selman, Weatherford, and Wheeler—12.

Mr. Parsons by leave withdrew his motion when the bill was made the special order for 12 o'clock tomorrow.

The Senate was informed by message that the House had agreed to all the Senate amendments to bill to provide for auditing and settling all claims against the State on account of volunteers called out by the Governor or Committee of Safety except the 8th one.

A joint resolution relative to the pay of Captain Sansom's company. Read 2nd time. Mr. Guinn offered the following amendment: "provided the company was acting under proper authority." Lost, whereupon the resolution was made special order for 10 o'clock A. M. tomorrow.

The Senate then adjourned until 10 o'clock A. M. tomorrow.

Saturday, January 4, 1862.

Senate met pursuant to adjournment. Prayer by the Chaplain, roll called, quorum present. The journal of yesterday read and adopted.

Mr. Shelley presented the memorial of D. L. Cross asking permission to cut a canal through the reservation near the City of Austin. Referred to Committee on State Affairs.

A bill to provide for auditing and settling all claims against the State on account of volunteers called out by the Governor and Committee of Safety. Read 2nd time. The vote being taken on Mr. Erath's motion to recede from the 8th amendment resulted as follows:

YEAS—Messrs. Beasley, Boyd, Branch, Cook, Crawford of Fannin, Erath, Graham, Harcourt, Houston, Jordan, Lea, Mitchell, Obenchain, Reed, Scarborough, Shelley, Shepard, and Weatherford—18.

NAYS—Messrs. Burnett, Casey, Crawford of Jasper, Darden, Durant, Finlay, Guinn, Hartley, Moore, Parsons, Selman, and Wheeler—12.

A bill suspending all laws of limitation, &c. Read 2nd time. The vote on Mr. Graham's amendment was as follows:

YEAS — Messrs. Boyd, Burnett, Casey, Cook, Crawford of Fannin, Crawford of Jasper, Durant, Graham, Houston, Mitchell, Obenchain, Reed, Selman, Shelley, Weatherford, and Wheeler—16.

NAYS — Messrs. Branch, Erath, Finlay, Guinn, Harcourt, Hartley, Jordan, Lea, Moore, Parsons, and Scarborough—[11].